## 800K 10 PAGE 479

HESBIA C. FOSTER, the Complainant, produced on his own behalf, after first being duly sworn, deposes and says:

Questions by Mr. Offutt:

- Q. State your name, age and residence.
- A. Hesbia C. Foster, I am 39 years of age and reside near Urbana, Maryland.
- Q. In what business are you now connected with?
- A. General contracting.
- Q. How long have you been in the contracting business?
- A. Four years.
- Q. In what rame do you operate as a contractor?
- A. Acme Construction Company.
- M. As a contractor did you or not have the occasion to do certain work and furnish materials in the repair and improvement of a dwelling near Buckeystown, Maryland on the Road leading to Manor Woods?
- A. Yes.
- Q. When was it that you were approached to do the work on this job?
- A. As near as I recall it was in March or April of 1954 when I was approached by work
  Mrs. Hazel Caldwell who was then living in the property. She told me what/was
  wanted on the premises and I gave her an estimated price because it was to be
  done on a time and material basis plus 10% on material and 5% on subcontract work.
  Her brother Marion was present when I discussed the matter of repairing the property
  and other members of the family who were introduced to me as brothers and sisters
  were present at different times. Mrs. Caldwell informed me that she was contacting
  other brothers and sisters who lived at Pittsburgh and elsewhere and who were
  helping to pay for the work.
- Q. To what extent did the parties owning the property inquire about the costs of the work.
- A. Each phase of the work was discussed and where I had the work subcontracted, they knew the costs before the work was done. At the time of settlement on bills for materials were presented to Mrs. Caldwell, Marion was usually present and I showed her the bills for the materials.
- Q. When was the work completed, that is the approximate date:
- A. The latter part of August, 1954 was the last entry for any work done on the project.
- Q. When were you to be paid for the job?
- A. We were to settle up every two weeks at which time I was to present the bills for